

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original
☐ divisional
☐ continuation
☐ continuation-in-part

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

METHOD AND APPARATUS FOR LOCATING MOBILE RECEIVERS USING A WIDE AREA REFERENCE
 NETWORK FOR PROPAGATING EPHEMERIS

SPECIFICATION IDENTIFICATION

The specification of which:

- ☐ is attached hereto
☒ was filed on 7/13/00 , under Serial No. 09/615,105 , executed on even date
 herewith; or
☐ Express Mail No. _____ (as Serial No. not yet known)
☐ and was amended on _____ (if applicable)
☐ was described and claimed in PCT International Application No. _____
 filed on _____ and as amended under PCT Article 19 on _____ .

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

- ☐ In compliance with this duty, there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

PRIORITY CLAIM (35 U.S.C. §119)

I hereby claim priority benefits under Title 35, United States Code, §119, of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America or of any United States Provisional Application(s) listed below, and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one

country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☒ No such applications have been filed.

☐ Such applications have been filed as follows:

A. Prior foreign/PCT/provisional application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. §119

| <u>Country/PCT</u> | <u>Application No</u> | <u>Date Filed</u> | <u>Priority Claimed</u> |
|--------------------|-----------------------|-------------------|--|
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |

B. All foreign application(s), if any, filed more than 12 mos. (6 mos for design) prior to this U.S. application

Country:

Application No:

Filing date:

**PRIOR U.S. APPLICATION(S) FOR WHICH BENEFIT
UNDER 35 U.S.C. §120 IS CLAIMED**

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Status</u> | | |
|-------------------|--------------------|-----------------------------------|----------------------------------|------------------------------------|
| | | <u>Patented</u> | <u>Pending</u> | <u>Abandoned</u> |
| | | <input type="checkbox"/> patented | <input type="checkbox"/> pending | <input type="checkbox"/> abandoned |
| | | <input type="checkbox"/> patented | <input type="checkbox"/> pending | <input type="checkbox"/> abandoned |
| | | <input type="checkbox"/> patented | <input type="checkbox"/> pending | <input type="checkbox"/> abandoned |

POWER OF ATTORNEY

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Charles Lee Thomason Reg. No. 31,431
Raymond R. Moser Jr. Reg. No. 34,682
Joseph Pagnotta Reg. No. 39,322
Kin-Wah Tong Reg. No. 39,400

Eamon J. Wall Reg. No. 39,414
R. Gale Rhodes Jr. Reg. No. 19833
Wan Yee Cheung Reg. No. 42,410

Send correspondence to:

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595 Shrewsbury Avenue
First Floor
Shrewsbury, NJ 07702

Direct telephone calls to:

Raymond R. Moser Jr.
732-530-9404

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full name of **sole or first** inventor: Frank van Diggelen

Inventor's signature: Frank van Diggelen Date: 10/18/00

Residence: 1005 Alamos Creek Drive, San Jose, California 94120

Post Office Address: same as above

Country of Citizenship: South Africa

Full name of **second** inventor:

Inventor's signature: _____ Date: _____

Residence:

Post Office Address:

Country of Citizenship:

Full name of **third** inventor:

Inventor's signature: _____ Date: _____

Residence:

Post Office Address:

Country of Citizenship:

Full name of **fourth** inventor:

Inventor's signature: _____ Date: _____

Residence:

Post Office Address:

Country of Citizenship:

Full name of **fifth** inventor:

Inventor's signature: _____ Date: _____

Residence:

Post Office Address:

Country of Citizenship:

Full name of **sixth** inventor:

Inventor's signature: _____ Date: _____

Residence:

Post Office Address:

Country of Citizenship:

ASSIGNMENT FOR APPLICATION FOR PATENT

WHEREAS:

Names and Addresses of Inventors:

- 1) Frank van Diggelen
1005 Alamos Creek Drive, San Jose, CA 94120
- 2)
- 3)
- 4)
- 5)
- 6)

(hereinafter referred to as Assignors), have invented a certain invention entitled:

METHOD AND APPARATUS FOR LOCATING MOBILE RECEIVERS USING A WIDE AREA REFERENCE NETWORK FOR PROPAGATING EPHEMERIS

for which I (we) have filed an application for a Patent of the United States on July 13, 2000, that has been accorded Serial No. 09/615,105; and

WHEREAS, Global Locate, Inc., a corporation of the State of Delaware, having a place of business at 208 Harristown Road, Glen Rock, NJ 07452 (hereinafter referred to as Assignee), is desirous of acquiring the entire right, title and interest in and to said application (hereinafter referred to as Application), and the invention disclosed therein (hereinafter referred to as Invention), and in and to all embodiments of the Invention, heretofore conceived, made or discovered by said Assignors, and in and to any and all patents, inventor's certificates and other forms of protection (hereinafter referred to as Patents) thereon granted in any and all countries and groups of countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Assignors to have been received in full from said Assignee:

1. Said Assignors hereby sell, assign, transfer and convey to Assignee the full and exclusive right, title and interest (a) in and to said Application and said Invention; (b) in and to all rights to apply for patents on said Invention in any and all countries pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all Applications filed and any and all Patents granted on said Invention in any and all countries and groups of countries, including each and every Application filed and each and every Patent granted on any application which is a division, substitution, or continuation of said Application; and (d) in and to each and every reissue or extension of any of said Patents.

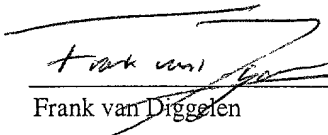
2. Said Assignors hereby covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest to said Invention herein conveyed in any and all countries and groups of countries. Such cooperation by said Assignors shall include prompt production of pertinent facts and documents, giving testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for prosecuting any of said applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering said Invention; (d) for filing and prosecuting applications for

reissuance of any of said Patents; (e) for interference or other priority proceedings involving said Invention; and (f) for legal proceedings involving said Invention and any application therefor and any Patents granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Assignors in providing such cooperation shall be paid for by said Assignee.

3. The term and covenants of this agreement shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Assignors, their respective heirs, legal representatives and assigns.

4. Said Assignors hereby warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, the said Assignors have executed and delivered this instrument to said Assignee on the dates indicated below.

| | | |
|----|-------------------------|--|
| 1) | <u>10/18/00</u> Date | <u></u> Frank van Diggelen |
| 2) | _____ Date | _____ |
| 3) | _____ Date | _____ |
| 4) | _____ Date | _____ |
| 5) | _____ Date | _____ |
| 6) | _____ Date | _____ |